

¹ Although Garza refers to records on appeal, he refers to his § 2255 Motion as a “§ 2255 Appeal”. (Dkt. No. 225).

In his Motion to Request Records, Garza requests transcripts of his initial appearance, plea, and sentencing hearings. (Dkt. No. 225). However, the transcripts of the underlying proceedings are already part of the record. (Dkt. Nos. 207, 208, 209, 156 and 157). According, Garza's Motion to Request Records is **DENIED AS MOOT**.

Finally, **IT IS ORDERED** that the Government file its response **within ten (10) days** from the date of this Order. The Government should include a Motion Requesting Leave of Court to file its late response and provide good cause for its failure to adhere to this Court's order.

Garza is advised that the Court will address the merits of his § 2255 Motion (Dkt. No. 222), along with his Motion for Evidentiary Hearing (Dkt. No. 226), upon receipt of the Government's response.

IT IS SO ORDERED.

SIGNED this 29th day of April, 2019.

A handwritten signature in black ink, appearing to read 'Xavier Rodriguez', is written over a horizontal line.

XAVIER RODRIGUEZ
UNITED STATES DISTRICT JUDGE